

ESTTA Tracking number: **ESTTA543103**

Filing date: **06/14/2013**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                           |  |
|---------------------------|--|
| Proceeding                | 91202949   |
| Party                     | Defendant<br>Scholastic Inc.   |
| Correspondence<br>Address | MARY SOTIS<br>FRANKFURT KURNIT KLEIN SELZ PC<br>488 MADISON AVE FL 10<br>NEW YORK, NY 10022-5754<br>UNITED STATES<br>pto@fkks.com, rkronman@fkks.com |
| Submission                | Withdrawal Of Application  |
| Filer's Name              | Mary Sotis   |
| Filer's e-mail            | pto@fkks.com   |
| Signature                 | /Mary Sotis/   |
| Date                      | 06/14/2013   |
| Attachments               | 91202949.pdf(244334 bytes )  |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

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2946033 Canada Inc. dba The Mad Science Group

Opposer,

Opposition No. 91202949

v.

Scholastic Inc.

Serial No. 85/258,024

Applicant.

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Attention: Trademark Trial and Appeal Board  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, Virginia 22313-1451

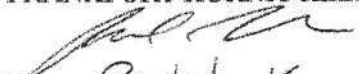
**WITHDRAWAL OF APPLICATION AND  
WITHDRAWAL OF OPPOSITION**


IT IS HEREBY STIPULATED AND AGREED, by and between counsel for Opposer, 2946033 Canada Inc. dba The Mad Science Group ("Opposer") and counsel for Applicant, Scholastic Inc. ("Applicant"), that: 1) Applicant, with the written consent of Opposer, hereby expressly abandons its application for the DR. PHIZZ THE MAD SCIENCE WIZZ mark (Serial No. 85/258,024) without prejudice; and 2) Opposer, with the written consent of Applicant, hereby withdraws its Notice of Opposition (No. 91202949) without prejudice.

Respectfully submitted,

FRANKFURT KURNIT KLEIN & SELZ PC

HAYNES AND BOONE LLP

By:  Rachel Kronman

By: 

Date: 6/14/2013

Date: 6/14/2013

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 14<sup>th</sup> day of June, 2013, I caused a copy of the foregoing  
WITHDRAWAL OF APPLICATION AND WITHDRAWAL OF OPPOSITION to be served,  
by the means indicated below, upon:

**VIA E-MAIL**

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